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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EPIC GAMES, INC.,

Plaintiff,

vs.

APPLE INC.,

Defendant.

No. 3:20-CV-05640-EMC

**DECLARATION OF PAUL J. RIEHLE
IN SUPPORT OF PLAINTIFF
EPIC GAMES INC.'S MOTION FOR A
TEMPORARY RESTRAINING ORDER
AND ORDER TO SHOW CAUSE WHY
A PRELIMINARY INJUNCTION
SHOULD NOT ISSUE**

Date: August 17, 2020

Courtroom: 5, 17th Floor

Judge: Hon. Edward M. Chen

I, Paul J. Riehle, declare as follows:

1. I am an attorney at the law firm of Faegre Drinker Biddle & Reath LLP, and I am one of the attorneys representing Epic Games, Inc. ("Epic") in this action. I am a member of the bar of the State of California and am admitted to appear before this Court in the above-captioned action.

2. I submit this declaration in support of Plaintiff Epic Games Inc.'s Motion for a Temporary Restraining Order and Order to Show Cause Why a Preliminary Injunction Should Not Issue.

3. Attached hereto as **Exhibit A** is a true and correct copy of Apple's Developer Agreement, last accessed August 12, 2020.

4. Attached hereto as **Exhibit B** is a true and correct copy of Apple's App Store Review Guidelines, last accessed August 12, 2020.

5. Attached hereto as **Exhibit C** is a collection of true and correct copies of online posts and comments excerpted from a larger thread and redacted for profanity. The table below lists the links to the unredacted originals and the respective page numbers for each thread in the Exhibit.

Source	URL (all last accessed Aug. 14, 2020)	Exhibit Pages
Facebook	https://www.facebook.com/FortniteGame/posts/3595938967150068	1
Twitter	https://twitter.com/FortniteGame/status/1294006412931223552	2
Twitter	https://twitter.com/iFireMonkey/status/1294003723614789635	3-4
Twitter	https://twitter.com/iFireMonkey/status/1293986371691061249	4-6
Twitter	https://twitter.com/CyBrHyp3ri0n/status/1294016582134517769	7
Twitter	https://twitter.com/glendapichardo1/status/1294067178757591040	7
Twitter	https://twitter.com/Savanna11194257/status/1294067792728260609	8
Twitter	https://twitter.com/artguymatt/status/1293999370225029123	8
Twitter	https://twitter.com/Cynpos/status/1294067083161075712	8
Twitter	https://twitter.com/DoumbouyaBaby/status/1294054348440379396	9
Twitter	https://twitter.com/Amro_Hesham_/status/1294034792309194755	9
Twitter	https://twitter.com/Eni5G/status/1294026448047669256	9
Twitter	https://twitter.com/TomatoTurbulent/status/1294004013357248512	10
Twitter	https://twitter.com/SDavodson/status/1294098232033845248	10
Twitter	https://twitter.com/FNBRHQ/status/1293985350726168583	11-12
Twitter	https://twitter.com/markgurman/status/1293984069722636288	13
Twitter	https://twitter.com/FNBRHQ/status/1294004377829675008	14-15

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2 Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true
3 and correct and that I executed this declaration on August 17, 2020 in San Francisco, California.
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5 /s/ Paul J. Riehle

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